

SCANNED

DATE: 3-7-05BY: CMGUNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTSFILED
IN CLERKS OFFICE

2005 MAR -4 P 4: 54

UNITED STATES OF AMERICA)

v.)

ROSS ELLIOTT)

U.S. DISTRICT COURT
DISTRICT OF MASS.
CR. NO. 04-10378-GAO**JOINT MOTION FOR EXCLUDABLE TIME**

The United States of America, by Assistant U.S. Attorney Ann Taylor, and the defendant Ross Elliott, by counsel John Palmer, Esq., jointly move pursuant to 18 U.S.C. § 3161(h)(8)(A) and Local Rule 112.2(A)(2) that the fifty-two (52) day period of time commencing on December 20, 2004, the date of the defendant's arraignment, through February 9, 2005, be excluded from computation under the Speedy Trial Act of the time within this case must be tried. As reason therefore, the parties represent that during that period of time the parties were developing their discovery plans and producing discovery under the automatic discovery process. The parties also jointly move pursuant to § 3161(h)(8)(A) that the forty-one (41) day period of time commencing on February 9, 2005, the date of the initial status conference, through March 22, 2005, the date of a scheduled interim status conference, be excluded from computation under the Speedy Trial Act of the time within this case must be tried. As reason therefore, the parties represent that this additional time is necessary for the defendant to review the discovery that has been provided by the government and determine whether to file substantive motions. It is therefore in the interests of justice that the instant motion be allowed.

3/15/05 oe / o, M.J. Allowed

WHEREFORE, the parties request that the Court enter a written order of excludable delay covering the period of December 20, 2004 through February 9, 2005 and the period of February 9, 2005 through March 22, 2005.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Ann Taylor
Ann Taylor
Assistant U.S. Attorney

ROSS ELLIOTT
Defendant

By: /s/ John Palmer
John Palmer
Counsel for Ross Elliott

March 4
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DATE: February 9, 2005